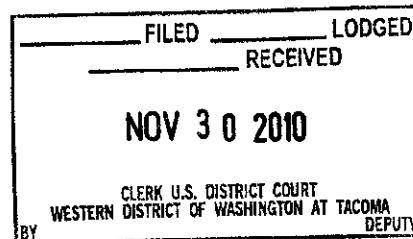


1 **Ursula Schanne,**
2 **Gerard H. Moore,**
3 c/o: 16503 Reichel Road Southeast
4 Rainier, Washington 98576
5 (360) 446-2121



10-CV-05753-MISC

10 **UNITED STATES DISTRICT COURT FOR THE**
11 **WESTERN DISTRICT OF WASHINGTON STATE (TACOMA)**

14 **Ursula Schanne,**
15 **Gerard H. Moore,**
16 **Plaintiff,**

17 **vs.**

19 **Nationstar Mortgage LLC**
20 **Defendant.**

CASE NO.: CV-10-5753-BHS

Lis Pendens

By Writ of Attachment

As an Offer of Evidence, ER 103
As an Offer of Proof, ER 103(2),
Mandatory Judicial Notice,
ER 201(d)(e)(f)

23 I, Ursula Schanne and Gerard H. Moore, Plaintiff, without assistance of counsel, in this
24 original "Lis Pendens By Writ of Attachment" and hereby gives notice as an offer of Evidence
25 under *ER 103* and an offer of proof under *ER 103(2)* by Mandatory Judicial Notice under *ER*
26 *201(d)(e)(f)* respectfully gives notice in the above captioned matter and states;

28 Plaintiff are competent to state to the matters included in this "Lis Pendens By Writ of
29 Attachment", has knowledge of the facts, and hereby declares that to the best of Plaintiff's
30 knowledge, the statements made herein are true, correct, complete, and not meant to mislead.

31 **Certification of "good faith" ¹**

The parties identified herein, in good faith, by this offer of proof with prejudice², in reliance

¹As used in reference to this or any subsequent action or process relative to the issues identified individual, "good faith" means being faithful to one's duty and obligations to the Supreme Ruler of the universe and the Constitution for The State of Washington to protect and defend each from all enemies foreign and domestic

upon the Constitution for The State of Washington³, reserving status, office, and rights, swear the facts set forth herein are true, correct, complete and not misleading, the truth, the whole truth, and nothing but the truth.

Ursula Schanne and Gerard H. Moore, Grantee vs NATIONSTAR MORTGAGE, LLC, Grantor(s).

Claim of Commercial Lien in the Form of a Lis Pendens Lien & Writ of Attachment

NOTICE TO ALL PERSONS, known and unknown and all other concerned parties:

You are hereby notified that a Notice of Claim of Lis Pendens Lien in the Form of a Lis Pendens & Writ of attachment herein after referred to as a Claim of Lis Pendens, on the real property identified as: Assessor's Parcel Number 22629310606 [which is known as the property address of 16503 Reichel Road Southeast, Rainier, Washington state, [98576]. Legal Description "THAT PORTION OF TRACT J OF DESCHUTES FARM UNITS AS SHOWN ON RECORD OF SURVEY FILE UNDER VOLUME 9, PAGE 135 OF SURVEYS, AUDITOR'S FILE NO. 1060952, SITUATE IN THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 16 NORTH, RANGE 2 EAST, W.M., BEING LOT 6, SURVEY RECORDED ON OCTOBER 15, 1996 UNDER AUDITOR'S FILE NO. 3056932, RECORDS OF THURSTON COUNTY AUDITOR; SITUATE IN THE COUNTY OF THURSTON, STATE OF WASHINGTON". Notice is hereby given to Defendant(s) that the Plaintiff files this Notice of Lis Pendens Lien in the form of a Writ of attachment for the purpose of protecting and securing the Secured Party's superior claim interest in said property and claims that this Notice of Lis Pendens in the form of a Writ of Attachment on the real property Assessor's Parcel Number 22629310606 [which is known as the property address of 16503 Reichel Road Southeast, Rainier, Washington state, [98576] is in the Amounts tendered of Three hundred and Twenty Two thousand, and Fifty dollars.

Cause for this action is as follows:

Lis Pendens (Case Pending) pursuant to State Statute, Washington Session Law 1963 c. 137 §1 [RCW 4.28.325] of The State of Washington regarding the following case filed in the IN UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON STATE (TACOMA).

The authority of the Plaintiff for suit to file this Lis Pendens Lien in the form of a Writ of Attachment is protected under the U.S. Constitution/Federal Common Law, the Supreme Law of the Land, 1:10;1 6:2:3; Articles in Amendment 1,4,5,7,9,10 & 14. [See U.C.C. Article 9] [USC 42 1981]; 5: 301, 559, 601 Ex. Ord. No. 12612 2(b)(d)(g); [USC 28 2072 Clause 2]

² As used in reference to this or any subsequent action or process relative to this herein identified individuals "prejudice" means bias and discrimination, ongoing unlawful, unconstitutional or ungodly acts involving fraud, extortion _____ and gesture, or every other such deceit or presumption

³ As used in referenced to this or any subsequent action or process relative to the herein identified individuals "The State of Washington" means the State of Washington of the several States of the Union.

1 *State v. Simon* 2 *Spears* 761, *Taylor v Porter* 4 *Hill* 140, 146 (1843), *Reid v. Covert*, 354 US 1,
 2 1 L.Ed 2nd 1148(1957); *Miranda v Ariz*, 384 US 436 at 491 (1966); *Eisner v McComber*, 252
 3 US 189 at 207; *Bishop v US, DC Tex*, 334, F. Supp 415, 418. This Lis Pendens Lien shall be
 4 valid, any other provisions of statute or rule regarding the form or content of a "Notice of Lien"
 5 notwithstanding, nor shall it be dischargeable for 100 years, nor extinguishable due to
 6 Petitioner's death for, nor extinguishable due to Petitioner's death whether accidental or
 7 purposely, nor dischargeable by Petitioner's heirs, assigns, or executors.

9 **This Lien may be removed only as follows:**

10 1) Satisfaction of this Notice of Commercial Lien by Defendant(s) by full payment/or
 11 property is taken of monetary value, or upon final determination of the supreme court of The
 12 united States of America. Plaintiff's agents and/or assigns will file a release of Lien within Ten
 13 (10) days after Defendant(s) have satisfied this Lis Pendens as required under International
 14 Commercial Law [recognized by United States at its UCC.]

16 **Notice to Defendant(s):**

17 This Lis Pendens Lien shall become A Perfected Commercial Lien upon date of filing or
 18 on the final decision of a Common Law jury under the rules of Common Law pursuant to
 19 Article in Amendment 7 of the Constitution of the united States of America, as adopted at the
 20 United States Constitution, 7th Amendment. This "Claim of Lis Pendens Lien" shall be deemed
 21 as prima facia evidence of admission of "waiver" to all rights on the property: Assessor's Parcel
 22 Number 22629310606 [which is known as the property address of 16503 Reichel Road
 23 Southeast, Rainier, Washington state, [98576]. above described herein. This "Claim of Lis
 24 Pendens Lien" once perfected shall be evidence of a debt subject to enforcement.

27 **Caveat & Judicial Notice:**

28 Notice to any person, Natural, Federal, or State Administrative agent(s), Law
 29 Enforcement Officer(s), Legislator(s) or Judicial Officer(s), who attempts to modify,
 30 circumvent, and/or negate this Notice of Claim of Lis Pendens Lien in the form of a Writ of
 31 Attachment, shall be deemed outlaws and/or felons, and shall be prosecuted pursuant to the
 Public Law as codified at USC 42 1985, 1986 and subject to fine and penalties under the
 Federal Common Law of up to \$10,000.00 fine per individual and up to 10 year imprisonment
 pursuant to the Public Law as codified at USC 241 & 242. Notice is given to all parties
 including but not limited to all Courts of all Jurisdictions that any judicial actions which

violates the rights of individuals protected by the constitution may be sued as a cause of action in civil court litigation against those performing said acts, without any form of immunity. Federal and State officials sued in their capacities are "persons" subject to suits for damages under Public Law as codified at USC 42 § 1983; 11th Amendment does not bar such suits in federal court. Any official who attempts to modify or remove this Notice of Lis Pendens Lien in the Form of a Writ of Attachment is fully liable for damages at law pursuant to the MANDATORY RULING of the SUPREME COURT. SEE [USC 42 § 2000d-7, 2000e(j); *Hafer v Melo* No. 90-681. P. 400](1991); *Buts v Ecohomy*, 98 S. Ct 2894; *Bell v Hood*, 327 US 678; *Bivens v Unknown Agents* 400 US 862; *Belknap v Schild*, 161 US 10; *US v Lee*, 196.

Memorandum of Law in Support of:

Writs of attachment are but another form of Constitutional/Federal Common Law [recognized by UCC] Lien and SUPERCEDERE statutory mortgages and equity loans, and may be satisfied only when paid and/or property is taken in lieu of monetary value and fully satisfied by taking of said property. SEE: *Drummond Carriage v Mills* (1878)N. W. 99; *Hewitt v Williams*, 47 La Ann 742, 17 So 269; *Carr v Dail*, 19 SE 235; *McMahon v Ludin*, 58 NH 827. **The SUPREME COURT OF THE UNITED STATES specifically FORBIDS judges from invoking Equity Jurisdiction to remove Common Law Liens or similar "clouds on title".** Further, even if a preponderance of evidence displays the lien to be void or voidable, the Equity Court(s) still may not proceed until the moving party has proven that the moving party asks for and comes "to equity" with "clean hands" based on the "clean hands doctrine" and "Power of Estoppel". SEE: *Rich v Braxton* 158 US 375; *Tree c Constock*, 57 C.C.A 646; *West v Washburn*, App Div 460, 138 NY Supp 230;

I the undersigned Secured Party Plaintiff being duly sworn on oath or affirmation that all the information and statements in this Instrument are true, correct, complete, with first hand knowledge under penalty of perjury pursuant to the organic Law of The People of Washington State. All statements made herein are made in good faith and in the interest of justice.

Subscribed and affirmed on this 30th day of November 2010.

ORIGINAL FILED

COPY of the foregoing served the 30th day of November 2010 to:

NATIONSTAR MORTGAGE, LLC,
Anthony Barone CEO
350 Highland Drive
Lewisville, TX 75067
Certified Mail # 7008 2810 0001 5226 8215

McCARTHY & HOLTHUS LLP
MARY STEARNS, WSBA# 42543
19735 10TH Avenue NE, Suite N-200,
Poulsbo, Washington 98370
Certified Mail # 7008 2810 0001 5226 8178

Ursula Schanne
By Ursula Schanne
Secured Party Plaintiff

Gerard H. Moore
By Gerard H. Moore
Secured Party Plaintiff

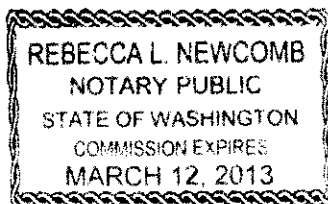
STATE OF WASHINGTON)
) JURAT
COUNTY OF THURSTON)

On this day, before me, Rebecca L Newcomb, a Notary Public in and for the state and county noted above, personally appeared Ursula Schanne and Gerard H. Moore, who proved to me on the basis of satisfactory evidence to be the ones who affirmed, attested and subscribed to the foregoing, under unlimited commercial liability, as factual, correct, complete, and not meant to mislead. Witness my hand and seal this 30th day of November 2010.

Rebecca L Newcomb
Notary Public

Commission Expires 3-12-2013

Address Thurston



Ursula Schanne
Ursula Schanne
c/o: 16503 Reichel Road Southeast
Rainier, Washington state, Not Domestic
Gerard H. Moore
Gerard H. Moore
c/o: 16503 Reichel Road Southeast
Rainier, Washington state, Not Domestic